IN THE HIGH COURT OF BOMBAY AT GOA

MISC. CIVIL APPLICATION NO. 703 OF 2007
IN
WRIT PETITION NO. 470 OF 2006

Mormugao Port Users Association and 2 Ors. .... Applicants
V/s
Union of India though its Secretary & 7 Ors. .... Respondents

Mr. A.N.S. Nadkarni and Mr. H.D. Naik, Advocates for the Applicants/Original Petitioners.
Mr. J. Vaz, Advocate for Respondent No.1.
Mr. V.B. Nadkarni, Senior Advocate with Mr. Y.V. Nadkarni, Advocate for Respondent No.2.
Mr. S.S. Kantak, Advocate General with Ms. R. Chodankar, Addl. Govt. Advocate for Respondent No.4.
Mr. S.N. Joshi, Advocate for Respondent No.6.
Mr. S.D. Padiyar, Advocate for Respondent No.7.
Mr. M.S. Sonak, Advocate for Respondents No. 3 & 8.

CORAM : D.B. BHOSALE &
N.A. BRITTO, J.J.

DATE : 28/11/2007

P.C.:

Heard Mr. Nadkarni, learned Counsel for the Applicants, Mr. J. Vaz, learned Counsel for Respondent No.1, Mr. V.B. Nadkarni, learned Senior Counsel for Respondent No.2, learned Advocate General for Respondent No.4, Mr. Sonak, learned Counsel for Respondents No. 3 and 8, Mr. S.N. Joshi, learned Counsel for Respondent No.6 and Mr. S.D. Padiyar, learned Counsel for Respondent No.7.

2. Mr. Advocate General at the outset made a statement that the Government has agreed to accept the report of Border Roads Organization and to hand over land to Respondent No.8 for completing the work on Phase

IV. His statement is accepted. In view of the statement made by the learned Advocate General we dispose of this application by following order:

(a) Respondent No.4 shall hand over the land to Respondent No.8 after completing all the formalities within a period of four months from 15th April, 2008 i.e. on or before 14th August, 2008 by removing all the encroachments and relocating public utilities.

(b) Respondent No.8 after taking possession of the land shall immediately commence necessary work on Phase IV and shall complete the same expeditiously. The concerned authorities shall endeavour to complete the work within the time frame and see to it that it is not delayed any further.

(c) Learned Advocate General states that on or before 31st January, 2008, State will place on record a progress report in respect of all the four Phases. His statement is accepted.

3. Misc. Civil application accordingly stands disposed of in aforesaid terms.

D.B. BHOSALE, J.

N.A. BRITTO, J.

NH/-